

**Before the  
Federal Communications Commission  
Washington, D.C. 20552**

In the Matter of	)	
	)	
Request for Waiver of	)	
Invoice Deadline Date (§54.514) by	)	
	)	
North Country Library System	)	
Billed Entity Number: 17002950	)	
	)	
Schools and Libraries Universal	)	CC Docket No. 02-6
Service Support Mechanism	)	

November 26, 2018

I am requesting a waiver of the Invoice Deadline Date due to a delay by USAC in resolving an EPC system error for FRN #1699145906.

The North Country Library System ("NCLS") submitted a funding request in FY2016 for the special construction and monthly recurring costs of lit fiber connections and Internet access. Due to the late issuance of the FCDL, NCLS applied for and was granted a one year extension to complete the special construction. A Revised FCDL was issued showing the last day to deliver service was 9/30/18 (although NCLS understood the deadline was 6/30/2018 as detailed in the extension letter). According to program rule §54.514, the invoice deadline date is 120 days after the service delivery deadline or receipt of the Form 486 Notification Letter, whichever is later. In this case, the later of the two was the service delivery deadline of 6/30/18, making the invoice deadline date 10/29/18.

The service provider submitted the invoices for the special construction in July 2018 and they were denied. The reasons stated on the remittance letter were that the invoice date was later than the extension date, and the billed date is outside the funding year. Further investigation revealed that the service delivery deadline and invoice deadline date for the FRN record were never updated in EPC to reflect the one year extension. The service provider filed an appeal on 8/3/18, but no resolution was ever reached, the only comment by USAC was that the case had been referred to case management for review.

In early September I opened my own case with CSB, which was ultimately referred to Inna Malashenok, Senior Program Analyst for resolution. Inna contacted me on October 9<sup>th</sup> via EPC saying the case had been reviewed, the dates would be adjusted, and a new Revised FCDL would be issued with the corrected dates. I received the Revised FCDL on 10/25/18, four days before what would be the correct invoice deadline date, and the dates were not corrected. I immediately contacted Inna and notified her that the corrections had not been made. She responded to say that she would look into it further.

I tried to reach Inna several times since 10/25 to get an update on this matter, and after no response, asked the director of NCLS, Susan Mitchell to contact her. Susan received a voice mail from Inna today stating that the USAC post-commitment team had changed the invoice deadline date to the correct date of 10/29/18, but since that date had passed, a waiver would have to be filed with the FCC to allow the service provider's invoices to be re-submitted and paid. I hope you will concur that the deadline was missed due to circumstances completely out of our control, and you will grant our request.

Thank you for your consideration of this matter.

Respectfully,

Jerry S. Schell  
Information Technology Manager  
North Country Library System  
Watertown, NY  
[cons\\_erate@ncls.org](mailto:cons_erate@ncls.org)

Attachments:

RFCDL Spreadsheet – Post Commit 42264 (12/13/2017)  
RFCDL Spreadsheet – Post Commit 118132 (10/25/2018)  
Excerpt from Case #247142 – Reply from Inna Malashenok  
Email from Susan Mitchell to Inna Malashenok